

From:FACTOR & LAKE

312 226 1919

10/29/2007 13:46 #091 P.002/003

**IN THE  
UNITED STATES  
PATENT AND TRADEMARK OFFICE**

**IN RE APPLICATION OF:** Plummer et.al.

**CASE:** IOM-P052

**CONFIRMATION NO.** 2431

**SERIAL NO.:** 10/708,432

**FILING DATE:** March 3, 2004

**MARK:** IMPROVED BUFFER GEL FOR  
IONTOPHORESIS ELECTRODES

**REQUEST FOR  
REFUND  
PURSUANT TO  
37 C.F.R. §§ 1.26  
AND 1.28**

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

**ATTENTION OF:**

**EXAMINER:**

Dear Sir:

2253

Applicant hereby requests a refund in the amount of \$295.00 be made to the deposit  
account of Applicant's attorney.

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In a routine review of our Deposit Account No. 500545, we noticed an unanticipated charge on October 26, 2007, in the amount of \$295.00, for Fee Code 2253, Three Month Extension of Time, in connection with this application.

We believe that this charge was due to a miscalculation of the response due date to the Office Action Summary mailed July 10, 2007. A response was set to expire one month or 30 days from the mailing date -- August 10, 2007. Thus, the extension period began on August 10, 2007. Inasmuch as our response was filed on October 10, 2007 (two months after August 10, 2007), the two month extension request and fee as previously submitted should be sufficient and a third month extension should not be incurred.

In light of the foregoing, Applicant hereby respectfully requests a refund in the amount of \$295.00 associated with serial number 10/708,432, in the form of a credit to the deposit account number 50-0545 of Applicant's attorney.

Respectfully submitted,

Dated: October 29, 2007

  
Jody L. Factor, Reg. No. 34157  
One of the Attorneys for the Applicant

**CERTIFICATE OF FACSIMILE TRANSMITTAL**

I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office - Refund Branch at 571-273-6500 on October 29, 2007.

  
Jennie Miller

Document code: WFEE

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10/29/2007 13:45 #091 P.001/003



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REMARKS:

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10/29/2007 13:45 #091 P.001/003



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